

Docket No.: 09373/100H812-US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Zhen-Gang Wang et al.

Serial No.:

10/016,668

Confirmation No.:

3843

Filed:

October 26, 2001

For:

GENE RECOMBINATION AND HYBRID PROTEIN

DEVELOPMENT

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

In order to comply with 37 CFR 1.97 and 1.98, attached hereto is a copy of Form PTO/SB/08 and copies of the documents listed thereon.

All of these documents were either 1) not cited in a foreign counterpart of this application and not known for more than three months, or 2) were first cited in a foreign counterpart of this application not more than three months ago.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing Form PTO/SB/08 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Supplemental Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104(a) and in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

It is believed that no fee is due. However, if the Commissioner determines that a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. 04-0100 for any deficiency.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

Dated: October 23, 2003

Samuel S. Woodley, Ph.D. Registration No. 43,287 Attorney for Applicant(s)

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PTO/SB/08a/b (08-03)
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Substitute for form 1449A/B/PTO				Complete if Known		
				Application Number	10/016,668	
	INFORMATIC	N DISC	CLOSURE	Filing Date	October 26, 2001	
	STATEMENT BY APPLICANT (Use as many sheets as necessary)			First Named Inventor	Z. Wang	
				Art Unit	1642	
				Examiner Name	Shubo Zhou, Ph.D.	
Shee	et 1	of	1	Attorney Docket Number	09373/100H812-US3	

	U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number-Kind Code ² (if known)				
	AA	US-6,518,065-B1	02-11-2003	Stemmer		
	AB	US-6,365,408-B1	04-02-2002	Stemmer		
	AC	US-6,323,030-B1	11-27-2001	Stemmer		

FOREIGN PATENT DOCUMENTS						-
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	M. Ostwemeier et al., "A Combinatorial Approach to Hybrid Enzymes Independent of DNA Homology," <i>Nature Biotechnology</i> , December 1999, vol. 17, pp. 1205-1209.	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner		Date	
Signature	A A A A A A A A A A A A A A A A A A A	Considered	

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.



Note:

1642

Application No. (i(1) own): 10/016,668

Attorney Docket No.: 09373/100H812-US3

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each submitted paper.

Each paper must have its own certificate of mailing, or this certificate must identify

*Supplemental Information Disclosure Statement (3pp.)
*Form PTO/SB/08 (1pg.)

*4 documents: (1) US-6,518,065-B1; (2) US-6,365,408-B1;

(3) US-6,323,030-B1; (4) M. Ostwemeier et al., "A Combinatorial Approach

to Hybrid Enzymes Independent of DNA Homology," *Nature Biotechnology*, December 1999, vol. 17, pp. 1205-1209.